

STATEMENT OF CLAIM AND NOTICE
[DISAGREEMENT ABOUT SECURITY DEPOSIT-RESIDENTIAL]

TWO-SIDED FORM
Form #2DC48A

IN THE SMALL CLAIMS DIVISION OF THE DISTRICT COURT OF THE SECOND CIRCUIT _____ DIVISION STATE OF HAWAI'I	
Plaintiff(s)	Reserved for Court Use
Defendant(s)	
Civil No.	
	Filing Party(ies)' Name, Firm Name (if applicable), Address, Telephone and Facsimile Numbers
Plaintiff(s) alleges as follows: ____he is/are a resident(s) of _____ Since _____, 19 _____, the defendant(s) owes/owe plaintiff(s) the sum of \$_____ for _____ _____ _____ _____ _____ _____ _____ Defendant(s) reside(s) and/or does/do business at _____ _____ in the State of Hawai'i. Plaintiff(s) ask for judgment in the principal amount of \$_____. In addition, the Court may award court costs and interest. Where the Court determines that the landlord WRONGFULLY and WILLFULLY retained all or part of the security deposit, it MAY award the tenant damages equal to three times the portion of the security deposit retained.	
c:\wp51\wpdoc\soc.2x\10/1/97v	I do hereby certify that this is a full, true, and correct copy of the original on file in this office. _____ Clerk, District Court of the above Circuit, State of Hawai'i

See REVERSE SIDE

AFFIDAVIT

Affiant, being first duly sworn on oath says that the foregoing is a just and true statement of the amount owing by defendant(s) to plaintiff(s).

Subscribed and sworn to before me this _____ day of _____, 19____

Signature of Affiant:

Print/Type Name of Affiant:

Notary Public, State of _____

My commission expires: _____

Clerk of the above-entitled Court

NOTICE

TO: _____:

Please take notice that this Statement of Claim will be heard by the District Judge of this Court, in his/her Courtroom, at the

address checked below on _____, _____, 19____ at _____ M., or as soon thereafter as parties may be heard.

YOU ARE REQUIRED TO BE PRESENT ON THIS TRIAL DATE TO AVOID JUDGMENT BY DEFAULT.

COURT ADDRESS

- ☐ Wailuku Division
- ☐ Lahaina Division
- ☐ Hana Division
- ☐ Molokai Division
- ☐ Lanai Division

2145 Main Street, Courtroom 3C, Third Floor, Wailuku, Hawai'i, 96793
1870 Honoapiilani Highway, Lahaina, Hawai'i, 96761
4974 Uakea Road, Hana, Hawai'i, 96713
Kaunakakai, Molokai, Hawai'i, 96748
Lanai City, Lanai, Hawai'i, 96763

Mailing address for the above Courts: _____, **Hawai'i 967**____

If you have witnesses, or documents bearing on this claim, you should bring them with you at the time of the hearing.

If you wish to have witnesses subpoenaed, see the clerk at once for assistance.

If you admit the claim, but desire additional time to pay, you must come to the trial in person and state the circumstances to the Court.

You may not be represented by an attorney in the Small Claims Division for security deposit cases.

You have no right to **APPEAL** from the judgment of the Small Claims Division.

You may not elect to have security deposit case transferred to the Regular Claims Division of the District Court.

YOUR FAILURE TO APPEAR AND DEFEND ON THE DATE AND TIME STATED ABOVE MAY RESULT IN A DEFAULT JUDGMENT AGAINST YOU FOR RELIEF DEMANDED IN THIS STATEMENT OF CLAIM.

Clerk of the above-entitled Court

This notice shall not be personally delivered between 10:00 p.m. and 6:00 a.m. on premises not open to the public, unless a judge of the above-entitled court permits, in writing on this summons, personal delivery during those hours.

In accordance with the **Americans with Disabilities Act**, if you require an accommodation for your disability, please contact the District Court Administration Office at PHONE NO. 244-2852, FAX 244-2849, or TTY 244-2865 at least ten (10) working days in advance of your hearing or appointment date.